

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA RECEIVED  
NORTHERN DIVISION

2006 FEB 22 A 11:12

UNITED STATES OF AMERICA )

v. )

GAIL Y MCNAIR )

JUDGE R. WCKETT, CLERK  
MIDDLE DISTRICT OF ALABAMA  
CR. NO. 2:06-cr-191-VPM  
(18 U.S.C. 641)

INFORMATION

The United States Attorney charges:

COUNT

On or about the 7<sup>th</sup> day of November 2005, at the Army Air Force Exchange Service (AAFES), at Maxwell Air Force Base, in the Middle District of Alabama, **GAIL Y MCNAIR** did steal merchandise of a value of less than one thousand dollars (\$1,000.00), the property of the United States, in violation of Title 18, Section 641, United States Code.

LEURA CANARY  
United States Attorney

Kent Brunson  
KENT BRUNSON  
Assistant United States Attorney

NBF  
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Special Assistant United States Attorney  
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**STATE OF AMERICA**  
**COUNTY OF MONTGOMERY**

## **AFFIDAVIT**

The undersigned, being first duly sworn, deposes and says:

I, ROBERT SMITH, am employed by the Army Air Force Exchange (AAFES) at Maxwell Air Force Base as a store detective. On or about 7 November 2005, via closed circuit video monitors, I observed GAIL Y MCNAIR pick up a box of Clinique Happy Heart Perfume, valued at \$39.50. MCNAIR continued to shop until she got to men's sports clothing, where she took the bottle of perfume out of the box, hid the box behind clothing on a display, and put the perfume in her purse. MCNAIR joined her mother and went to a checkout counter where she paid for some items but not the perfume. MCNAIR then left the store. I detained her in the lobby and escorted her to the manager's office. Security forces responded. The empty perfume box was recovered from where MCNAIR hid it. A search of MCNAIR found the perfume in her purse. The total value of the items that MCNAIR left the store without paying for was \$39.50.

Robert Smith  
ROBERT SMITH

Subscribed and sworn to before me this 30 day of January, 2006.

*Anna M. Hamblin*  
Notary Public  
State of Alabama

**ANNA M. HAMBLIN**  
Notary Public  
**STATE OF ALABAMA**